

08/089407



PATENT

Atty. Docket No. 0035.009

CERTIFICATE OF EXPRESS MAILING:

I hereby certify that I am depositing this paper with the United States Postal Service under the "Express Mail, Post Office to Addressee" service under 37 CFR §1.10 on July 8 1993, Express Mail mailing label no. RB 637 794 542 US, addressed to the Commissioner of Patents and Trademarks, BOX FWC, Washington, D.C. 20231.

Barbara G. McClung
(Name of person mailing paper or fee)

Barbara G. McClung
(Signature of person mailing paper or fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: LUCIW, et al.

Serial No.: FWC of S.N. 07/931,154 / Group Unit: 1813

Filed: Even Date Herewith Examiner: Woodward

For: HUMAN IMMUNODEFICIENCY VIRUS (HIV) NUCLEOTIDE
SEQUENCES, RECOMBINANT POLYPEPTIDES, AND
APPLICATIONS THEREOF

TRANSMITTAL LETTER

The Honorable Commissioner
of Patents and Trademarks
BOX FWC
Washington, D.C. 20231

Sir:

Enclosed are the following documents:

1. Request Form for File Wrapper Continuing Application Under 37 CFR 1.62

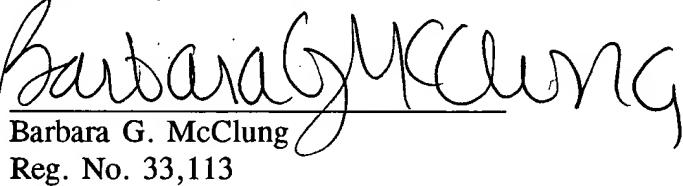
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2. Preliminary Amendment
3. Blanket Petition for Extension of Time and Authorization to Charge or Credit Deposit Account
4. COPY: Petition for Three-Month Extension of Time Pursuant to 37 CFR 1.17(b), mailed 07/08/93 to PTO, for Serial No. 07/931,154
5. A check in the amount of \$710.00 representing the filing fee. The Commissioner is hereby authorized to charge any additional fees (or credit any overpayment) associated with this communication and which may be required under 37 CFR §1.16 or to Deposit Account No. 03-1664. This, however, is not authorization to pay the issue fee. A duplicate sheet is attached.
6. Postal Receipt Card

Dated: July 8, 1993

Respectfully submitted,

By:


Barbara G. McClung
Reg. No. 33,113

CHIRON CORPORATION
4560 Horton Street
Emeryville, CA 94608-2916
Telephone: (510) 601-2718
Facsimile: (510) 655-3542

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IMP
8/24/93



**REQUEST FORM FOR FILE WRAPPER CONTINUING APPLICATION
UNDER 37 CFR 1.62**

Docket Number	Anticipated Classification <u>of This Application:</u>	Prior Application:	Prior Application:
0035.009	Class _____ Subclass _____	No. 07/931,154	Art Unit: 1813
			Exam.: Woodward

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Barbara G. McClung
(Name of person mailing paper or fee)
Barbara G. McClung
(Signature of person mailing paper or fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

The Honorable Commissioner
of Patents and Trademarks
BOX FWC
Washington, D.C. 20231

Sir:

This is a request for filing a continuation application under 37 CFR 1.62 of pending prior application Serial No. 07/931,154, filed on August 17, 1992 for HUMAN IMMUNODEFICIENCY VIRUS (HIV) NUCLEOTIDE SEQUENCES, RECOMBINANT POLYPEPTIDES, AND APPLICATIONS THEREOF by the following named inventors:

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Full Name of First Inventor: Paul A. Luciw

Residence: 614 Sycamore Lane, #241
Davis, CA 95616

Country of Citizenship: United States

Full Name of Second Inventor: Dino Dina

Residence: 2049 Bywood Drive
Oakland, CA 94602

Country of Citizenship: Italy

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. _____ Enter the amendment previously filed on _____ under 37 CFR 1.116 but unentered, in the prior application.
2. X A preliminary amendment is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

	<u>Number Filed</u>	<u>Number Extra</u>	<u>Rate</u>	<u>Calculations</u>
Basic Fee				= \$ 710.00
Total Claims	7 - 20	= 0-	x \$ 22.00	= \$ -0-
Indep. Claims	2 - 3	= -0-	x \$ 74.00	= \$ -0-
Multiple Dependent Claims Presented			+ \$ 230.00	= \$ -0-
Total of Above Calculations				\$ 710.00

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3. The Commissioner is hereby authorized to charge any additional fees (or credit any overpayment) associated with this communication and which may be required under 37 CFR §1.16 or §1.17 to Deposit Account No. 03-1664. This, however, is not authorization to pay the issue fee. A duplicate sheet is attached.

4. A check in the amount of \$710.00 is enclosed.

5. A new oath or declaration is included since this application is a continuation-in-part which discloses and claims additional matter.

6. Amend the specifications by inserting before the first line the sentence:

B1
This application is a: Continuation-in-part
 Continuation
 Division

of application Serial No. 07/931,154, filed August 17, 1992.

7. verified statement(s) claiming small entity status (is)(are) enclosed.
(Necessary even if a statement was filed in the prior application.)

8. Priority of application Serial No. _____, filed on _____ is claimed under 35 U.S.C. 119.

The certified copy of the priority application:
 is enclosed
 has been filed in prior application Serial No. _____,
 filed on _____
 has not yet been filed.

9. The prior application is assigned of record to: CHIRON CORPORATION
Recordation Date: 03/18/88
Reel: 4857 Frame: 0804 (Luciw)
Reel: 4857 Frame: 0806 (Dina)

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10. x Also enclosed: Transmittal Letter; Blanket Petition for Extension of Time; and copy of Petition for Three-Month Extension of Time Pursuant 37 CFR 1.17(b), mailed 7/08/93 to PTO, for Serial No. 07/931,154

11. x The current power of attorney in the prior application is to: William H. Benz (25,952); Thomas E. Ciotti (21,013); Gladys H. Monroy (32,430); Kate H. Murashige (29,959); Robert P. Blackburn (30,447); Peter J. Dehlinger (28,006); Dianne E. Reed (31,292); Ronald Craig Fish (28,843); Grant D. Green (31,259); and Lisabeth Feix Murphy (31,547).

a. x The power appears in the original papers in the prior application.

b. — Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

c. x Recognize as Associate Attorneys: Ling-Fong Chung (36,482); Amy L. Collins (33,370); Kenneth M. Goldman (34,174); Barbara G. McClung (33,113); and Philip L. McGarrigle, Jr. (31,395)

d. x Address all future communications: (May only be completed by applicant, or attorney or agent of record)

Barbara G. McClung, Esq.
Chiron Corporation
Intellectual Property Department-R440
4560 Horton Street
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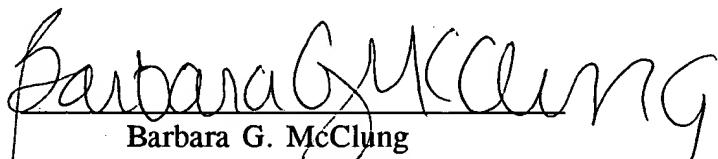
It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a

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37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all other applications in the same file wrapper.

7/8/93

Date


Barbara G. McClung
Registration No. 33,113

Address of Signator:

CHIRON CORPORATION
4560 Horton Street
Emeryville, CA 94608-2916
Telephone: (510) 601-2708
Facsimile: (510) 655-3542

- attorney or agent of record
- filed under §1.34(a)
- inventor(s)
- assignee of complete interest